

**SUPREME COURT MINUTES  
WEDNESDAY, AUGUST 2, 20006  
SAN FRANCISCO, CALIFORNIA**

**S045982****PEOPLE v. AVILA (JOHNNY)**

Opinion modified.  
Petition for rehearing denied.  
George, C.J., was absent and did not participate.

**S045982****PEOPLE v. AVILA (JOHNNY)**

Opinion modified - no change in judgment.

**S143850** B164398/B169083 Second Appellate District, Div. 3 **BULLOCK (JODIE) v. PHILIP MORRIS USA, INC., MICHAEL J. PIUZE**

Plaintiff Jodie Bullock's petition for review denied. Defendant Philip Morris USA, Inc.'s petition for review granted. Further action in this matter is deferred pending the decision of the United States Supreme Court in *Philip Morris USA v. Williams* (Or. 2005) 127 P.3d 1165, cert. granted May 30, 2006, No. 05-1256, \_\_\_ U.S. \_\_\_ [126 S.Ct. 2329], or further order of this court.  
George, C.J., was absent and did not participate.  
Votes: Baxter, ACJ, Kennard Werdegarr, Chin, Moreno, and Corrigan, JJ.

**S143092** B181094/B181095 Second Appellate District, Div. 2 **PEOPLE v. PENA (VICTOR)**

Petitions for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.

**S143455** H028312 Sixth Appellate District

**PEOPLE v. FRASER (JOHN W.)**

Petition for review & depublishation request denied.  
George, C.J., was absent and did not participate.  
Kennard, J., is of the opinion the petition should be granted.

**S143587** E037030 Fourth Appellate District, Div. 2

**JENKINS (EVELYN) v. RIVERSIDE, COUNTY OF**

Petition for review & depublishation request denied.  
George, C.J., was absent and did not participate.

**S143598** D048095 Fourth Appellate District, Div. 1

**GENERAL INSURANCE COMPANY OF AMERICA v. S.C. (R.J. KILN AND COMPANY)**

Petition for review denied.  
George, C.J., was absent and did not participate.

**S143614**      B180339      Second Appellate District, Div. 5

Petitions for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. HOLDEN (GARY L.)  
WALKER (CHARLES E.)**

**S143804**      B176764      Second Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. RIVAS (JOSE M.)**

**S143832**      B182433      Second Appellate District, Div. 5

Petition for review denied.  
George, C.J., was absent and did not participate.

**STAR INVESTMENT CO. v.  
DELANEY (JAMES), WINN'S TOW  
SERVICE**

**S143848**      G037055      Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**ECCHER (GARY) ON H.C.**

**S143853**      E037937      Fourth Appellate District, Div. 2

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. OCHOA (FRANK J.)**

**S143861**      G034873      Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. ROMERO (GONZALO)**

**S143862**      C049374      Third Appellate District

Petitions for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. PITTS (MICHAEL C.)**

**S143883**      G035055      Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. RIVERA (HUGO S.)**

**S143933**      G034725      Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. VALENZUELA (JULIO)**

**S143953** C047540 Third Appellate District  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. GRAY (JEFFERY B.)**

**S143959** E040499 Fourth Appellate District, Div. 2  
Petition for review denied.  
George, C.J., was absent and did not participate.

**WILLIAMS (JOHN) ON H.C.**

**S143969** C052678 Third Appellate District  
Petition for review denied.  
George, C.J., was absent and did not participate.

**CABALES (JOHN) ON H.C.**

**S143974** E040482 Fourth Appellate District, Div. 2  
Petition for review denied.  
George, C.J., was absent and did not participate.

**BARROS (MARK O.) ON H.C.**

**S144002** G037009 Fourth Appellate District, Div. 3  
Petition for review denied.  
George, C.J., was absent and did not participate.

**BROWN (BOBBY H.) ON H.C.**

**S144003** D046327 Fourth Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. HARRIS (ALFRED L.)**

**S144005** D045166 Fourth Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. SMANN (MON)**

**S144048** F047225 Fifth Appellate District  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. GIBSON (JOHN)**

**S144082** B175450 Second Appellate District, Div. 3

**SYNGENTA CROP PROTECTIONS  
INC. v. HELLIKER (PAUL E.)  
GUSTAFSON LLC, DOW  
AGROSCIENCES**

Petitions for review denied.  
George, C.J., was absent and did not participate.  
Chin, J., was recused and did not participate.

**S144110**      A110894      First Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. BROWN (JAMES D.)**

**S144111**      D046429      Fourth Appellate District, Div. 1  
Petition for review & publication request denied.  
George, C.J., was absent and did not participate.

**FUESLER, MARRIAGE OF**

**S144117**      C050541      Third Appellate District  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. SIKORA (THOMAS W.)**

**S144120**      C047573      Third Appellate District  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. STORYDECORTE  
(JERI L.)**

**S144126**      H028732      Sixth Appellate District  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. HUTCHINSON (SEAN  
P.)**

**S144137**      C046055/C047730      Third Appellate District  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PRESTON PIPELINES v. JCW-  
CYPRESS HOME GROUP**

**S144139**      B183973      Second Appellate District, Div. 5  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**BEVERLY HILLS RESIDENTIAL-  
BUSINESS v. CITY OF BEVERLY  
HILLS; BEVERLY HILLS LUXURY  
HOTEL**

**S144170**      E040495      Fourth Appellate District, Div. 2  
Petition for review denied.  
George, C.J., was absent and did not participate.

**RILEY (JACK D.) ON H.C.**

**S144182**      E038763      Fourth Appellate District, Div. 2  
Petition for review & publication request denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. TORRES (DENISE)**

**S144265** B190980 Second Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**WILLIAMS (CRAIG) ON H.C.**

**S144316** B183198 Second Appellate District, Div. 8  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**JONESFILM v. HOFFMAN  
(PETER)**

**S144404** B186275 Second Appellate District, Div. 2  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. HERRERA (FRANK D.)**

**S144407** B188185 Second Appellate District, Div. 1  
  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.

**PEOPLE v. ALAMOUTI (MEHDI  
D.)**

**S144410** B185143 Second Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. MAYNARD (EARL)**

**S144455** B182913 Second Appellate District, Div. 1  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. TACKWOOD (JASON  
M.)**

**S144468** G035133 Fourth Appellate District, Div. 3  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**OLDCASTLE PRECAST INC. v.  
PINNAR CONSTRUCTION  
COMPANY, INC.**

**S144473** G035698 Fourth Appellate District, Div. 3  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**TAVAKOLIAN (HAMID R.) v. OSO  
VALLEY GREENBELT  
ASSOCIATION**

**S144495** C046541 Third Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**BARDIS CHRISTO v. CAPITOL  
RACING**

**S144509** C052791 Third Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**REED (JOHN H.) ON H.C.**

**S144591** B182302 Second Appellate District, Div. 1

Petition for review denied.  
George, C.J., was absent and did not participate.

**ZELLER (WENDEL) v. SIEMENS  
TRANSPORTATION SYSTEMS**

**S144595** F048201 Fifth Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**WALLACE (OLUKEMI) v.  
COLONIAL MEDICAL GROUP**

**S144597** B184030 Second Appellate District, Div. 7

Petition for review denied.  
George, C.J., was absent and did not participate.

**MOJARRO (MARIA) v. SIGUE  
CORPORATION; BRAD C.  
BARNHOLTZ**

**S144607** C049277 Third Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. TRAMAGLINO  
(JOSEPH)**

**S144608** F048559 Fifth Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**V. (VINCENT), IN RE**

**S144609** A108797 First Appellate District, Div. 5

Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.

**PEOPLE v. SILVEIRA (JOHN J.)**

**S144610** C049156 Third Appellate District

Petition for review denied.

**PEOPLE v. GORDON (JAMES O.)**

George, C.J., was absent and did not participate.

**S144613**      A108363      First Appellate District, Div. 4  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. ROCHA (FELIPE)**

**S144614**      E037584      Fourth Appellate District, Div. 2  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. BROWN (BRIAN L.)**

**S144622**      E040605      Fourth Appellate District, Div. 2  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**GRANT (MICHAEL D.) v. S.C.  
(PEOPLE)**

**S144624**      F046437      Fifth Appellate District  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. GUTIERREZ  
(ROLANDO)**

**S144626**      E037967      Fourth Appellate District, Div. 2  
  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. TINGIRIDES (CHRIS  
A.)**

**S144637**      F046825      Fifth Appellate District  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. JORDAN (MARCUS G.)**

**S144638**      G035178      Fourth Appellate District, Div. 3  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.

**PEOPLE v. PERAZA (CARLOS)**

**S144642**      D045107      Fourth Appellate District, Div. 1  
Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. VILLEGAS (MARK S.)**

**S144646**      G034958      Fourth Appellate District, Div. 3 **PEOPLE v. LOPEZ (FRANK V.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.

**S144651**      G035539      Fourth Appellate District, Div. 3      **PEOPLE v. SHEPHERD (RICHARD J.)**  
Petition for review denied.  
George, C.J., was absent and did not participate.

**S144655**      C049308      Third Appellate District      **PEOPLE v. DELONG (JOHN E.)**  
Petition for review denied.  
George, C.J., was absent and did not participate.

**S144658**      H028836      Sixth Appellate District      **PEOPLE v. EVANS (PRIDE T.)**  
Petition for review denied.  
George, C.J., was absent and did not participate.

**S144659**      E036798      Fourth Appellate District, Div. 2      **PEOPLE v. COPPER (GUNDA)**  
Petition for review denied.  
George, C.J., was absent and did not participate.

**S144663**      B174394      Second Appellate District, Div. 8      **PEOPLE v. BARRON (TONY M.)**  
Petition for review denied.  
George, C.J., was absent and did not participate.

**S144670**      B317728      Second Appellate District, Div. 3      **FONG (JOHN W.) v. KAISER FOUNDATION HEALTH PLAN, INC.**  
Petition for review denied.  
George, C.J., was absent and did not participate.  
Werdegar, J., was recused and did not participate.

**S144671**      A112207      First Appellate District, Div. 5      **PEOPLE v. HYLTON (JONATHAN R.)**  
Petition for review denied without prejudice to any relief to which defendant might be entitled after the United States Supreme Court determines in *Cunningham v. California*, No. 05-6551, the effect of *Blakely v. Washington* (2004) 542 U.S. 296 and *United States v. Booker* (2005) 543 U.S. 220, on California law.  
George, C.J., was absent and did not participate.



**S144672** B190124 Second Appellate District, Div. 1

Petition for review denied.  
George, C.J., was absent and did not participate.

**SUNSTONE HOTEL PROPERTIES  
v. W.C.A.B.**

**S144680** D048229 Fourth Appellate District, Div. 1

Petition for review denied.  
George, C.J., was absent and did not participate.

**SKOOR (MICHAEL L.) ON H.C.**

**S144681** E039264 Fourth Appellate District, Div. 2

Petition for review denied.  
George, C.J., was absent and did not participate.

**DRUM (JOEL) v. S.C. (RIVERSIDE  
COUNTY)**

**S144682** H030240 Sixth Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**NAVARRETTE (CECIL) ON H. C.**

**S144684** G035486 Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**(BRANDON G.), IN RE**

**S144688** B183503 Second Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.  
Chin, J., was recused and did not participate.

**WHITE (SHIRLEY) v. ALLSTATE  
INSURANCE COMPANY**

**S144689** E038899/E038900 Fourth Appellate District, Div. 2

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. LENOX (STEPHEN M.)**

**S144700**

Petition for writ of mandate/prohibition & stay denied.  
George, C.J., was absent and did not participate.

**HERNANDEZ (JESUS C.) v. S.C.  
(PEOPLE)**

**S144706** E040654 Fourth Appellate District, Div. 2

Petition for review denied.  
George, C.J., was absent and did not participate.

**HAKIMIAN (BIJAN H.) v. S.C.  
(BOUTREN) GEORGE P.**

**S144713** G035611 Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**AMBER R. v. S.C. (ORANGE  
COUNTY SOCIAL SERVICES  
AGENCY)**

**S144717** B180606 Second Appellate District, Div. 5

Petition for review denied.  
George, C.J., was absent and did not participate.

**STRAW (WILLIAM) v. GELBARD  
(ALLEN)**

**S144724** B184260 Second Appellate District, Div. 1

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. DENHAM (MILTON)**

**S144734** G035027 Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. MARKELL (BRYCE J.)**

**S144735** B189255 Second Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**LIGAMMARI (PAUL) v. W.C.A.B.**

**S144739** F050592 Fifth Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.

**KNOX (LEONARD) v. S.C.  
(PEOPLE)**

**S144741** G035536 Fourth Appellate District, Div. 3

Petition for review denied.  
George, C.J., was absent and did not participate.

**PEOPLE v. RODRIGUEZ  
(MARYANN P.)**

**S144744** H030211 Sixth Appellate District

Petition for review denied.  
George, C.J., was absent and did not participate.  
Werdegar, J., was recused and did not participate.

**GALVIN (PATRICIA J.) v. S.C.  
(STANFORD HOSPITAL AND  
CLINICS)**

**S144745** G035112 Fourth Appellate District, Div. 3

**JONES (RIMA) v. BROOKENS  
(LARRY)**

Petition for review denied.

George, C.J., was absent and did not participate.

**S144748**            A110358 First Appellate District, Div. 2

Petition for review denied.

George, C.J., was absent and did not participate.

**PEOPLE v. MCCANN (WILLIAM D.)**

**S144817**            B191690 Second Appellate District, Div. 8

Petition for review denied.

George, C.J., was absent and did not participate.

**ANDERSON (BRITTIE D.) v. S.C. (PEOPLE)**

**S144929**            C052948 Third Appellate District

Petition for review denied.

George, C.J., was absent and did not participate.

**AHMAD (SARHAN A.) ON H.C.**

**S145094**            B192024 Second Appellate District, Div. 3

Petition for review and application for stay denied.

George, C.J., was absent and did not participate.

**FINK (DAVID) v. S.C. (MORENO, BECERRA & GUERRERO, INC)**

**S145308**            A114309 First Appellate District, Div. 5

Petition for review and application for stay denied.

Application to appear pro hac vice granted.

George, C.J., was absent and did not participate.

Corrigan, J., was recused and did not participate.

**AMERICAN GENERAL FINANCIAL SERVICES v. S.C. (MORGAN) ADOLPHUS R.**

**S145357**            B192084 Second Appellate District, Div. 2

Petition for review and application for stay denied.

George, C.J., was absent and did not participate.

**MATTOX (KENNETH) v. 7-ELEVEN FOOD STORE**

**S132244**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

George, C.J., was absent and did not participate.

**VELEZ (LUIS A.) ON H.C.**

**S134304**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**WALLACE (ROOSEVELT) ON H.C.**

George, C.J., was absent and did not participate.

**S137085**

**RODRIGUEZ (ABEL) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

George, C.J., was absent and did not participate.

**S137354**

**MARTIN (DERRICK D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

**S137355**

**MARTIN (DERRICK D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

**S137356**

**MARTIN (DERRICK D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

**S137369**

**SCHRADER (STEPHEN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Alvernaz* (1992) 2 Cal.4th 924, 945; *In re Resendiz* (2001) 25 Cal.4th 230, 253-254.)

George, C.J., was absent and did not participate.

**S137679**

**ROBLES (ANSELMO T.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S137684**

**MCNEAL (TROY T.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S137694**

**HARDEN (JEFF S.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S137704**

**FLORES (ALBERTO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

**S137756**

**JOHNSON (TREVOR) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S137776**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**JOHNSON (RAYMOND C.) ON H.C.****S137795**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
George, C.J., was absent and did not participate.

**MATTHEWS (IVAN) ON H.C.****S137808**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**SALCEDO (JOSE G.) ON H.C.****S137817**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**WATLEY (ORLANDO D.) ON H.C.****S137983**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**MENDOZA (SIDRONIO) ON H.C.****S137993**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**CAMPBELL (EUGENE H.) ON H.C.****S138043**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**LEE (GREG) ON H.C.****S138060**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**FLORES (ANGEL) ON H.C.**

**S138068**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**HOWARD (ERNEST) ON H.C.****S138098**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**WALTON (DANDRE) ON H.C.****S138103**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**SANDOVAL (ROBERTO R.) ON H.C.****S138123**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**SMALL (ROBERT) ON H.C.****S138128**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**CARDENAS (ADAN) ON H.C.****S138266**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**MCDONALD (JIMMY) ON H.C.****S138297**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**ABURTO (RAFAEL) ON H.C.****S138313**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709.)  
George, C.J., was absent and did not participate.

**STEWART (MICHAEL) ON H.C.****S138321**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**MCCONICO (DARRELL) ON H.C.**

**S138322****AGUSTIN (MICHAEL S.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S138329****MCDONALD (WILLIAM) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)  
George, C.J., was absent and did not participate.

**S138343****BUSTER (WILLIAM R.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S138347****LYONS (WILLY C.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**S138353****CORTES (SERGIO) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S138363****BEALEY (MICHAEL) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S138376****SARINANA (ARMANDO) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Dixon* (1953) 41 Cal.2d 756.)  
George, C.J., was absent and did not participate.

**S138398****MOLINA (JUAN C.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**S138407****LAEM (SOPHAT) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750.)  
George, C.J., was absent and did not participate.

**S138409****RILEY (DERRICK) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

**S138418****JACKSON (KANZA) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304.)

George, C.J., was absent and did not participate.

**S138502****OLOBA-AISONY (ADEKUNLE) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138504****LY (PHUC) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138521****HOLLOWAY (DERRICK E.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138528****ORTEGA (SAMUEL) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138529****BREWER (PERRY J.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138564****THOMPSON (ERNEST H.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.

**S138597****WHITE (SAMUEL LEE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

George, C.J., was absent and did not participate.



**S138621****VALDIVIA (SALVADOR) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

George, C.J., was absent and did not participate.

**S138938****CASTILLO (A.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S138993****JACKSON (KANZA) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Swain* (1949) 34 Cal.2d 300, 304.)

George, C.J., was absent and did not participate.

**S139000****FENNIX (SHARON) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S139026****DAVIS (MARQUIS) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S139494****PEREZ (IGNACIO A.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

George, C.J., was absent and did not participate.

**S139518****LANCASTER (DAVID) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dexter* (1979) 25 Cal.3d 921.)

George, C.J., was absent and did not participate.

**S139545****JOHNSON (RAYMOND C.) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S143649****CORTES (SERGIO) ON H.C.**

Petition for writ of habeas corpus denied.

George, C.J., was absent and did not participate.

**S143826****HOGAN (MARCO) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S143960****COLLIER (TRACY) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921.)  
George, C.J., was absent and did not participate.

**S143986****SAUNDERS (KENOSHA) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)  
George, C.J., was absent and did not participate.

**S144078****SAUNDERS (KENOSHA) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734.)  
George, C.J., was absent and did not participate.

**S144080****SCOTT (NOEL P.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144400****ESTRADA (PEDRO S.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144444****BABINSKI (BRIAN J.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144446****SILVA (RICHARD W.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144679****LOYA (ROMAN) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
George, C.J., was absent and did not participate.

**S144730****ALVAREZ (SERGIO) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144761****WRIGHT (RAYMOND) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)  
George, C.J., was absent and did not participate.

**S144780****LIGGINS (ORIENTHAL D.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
George, C.J., was absent and did not participate.

**S144786****GRIMES (JEROME L.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
George, C.J., was absent and did not participate.

**S144829****MATTHEWS (LANCE) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Clark* (1993) 5 Cal.4th 750.)  
George, C.J., was absent and did not participate.

**S144864****MALDONADO (CARMEN R.) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)  
George, C.J., was absent and did not participate.

**S144877****FIGUEIRA (EDWARD) ON H.C.**

Petition for writ of habeas corpus denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Lindley* (1947) 29 Cal.2d 709.)  
George, C.J., was absent and did not participate.

**S144917****BATES (ADRIAN) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144960****VANG (CHEE N.) ON H.C.**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**S144993**

Petition for writ of habeas corpus & stay denied.  
George, C.J., was absent and did not participate.

**MORROW (NORMAN) ON H.C.****S144996**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**LOPER (JAMES) ON H.C.****S145027**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**FORD (STEVEN) ON H.C.****S145212**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**HUIE (FRANK) ON H.C.****S145213**

Petition for writ of habeas corpus denied.  
George, C.J., was absent and did not participate.

**EL-SHADDAI (ADONAI) ON H.C.****S145422**

Petition for writ of habeas corpus & stay denied.  
George, C.J., was absent and did not participate.  
Kennard, J., is of the opinion an order to show cause should be issued.

**CASTRONUEVO (EUGENE) ON  
H.C.****S143635** B186918 Second Appellate District, Div. 5

Publication request denied.  
George, C.J., was absent and did not participate.

**H. (BRANDY), IN RE****S046733****PEOPLE v. DEMETRULIAS  
(GREGORY S.)**

The time for granting or denying rehearing in the above-entitled case is hereby extended to and including October 6, 2006, or the date upon which rehearing is either granted or denied, whichever occurs first.

**S143491** D047661 Fourth Appellate District, Div. 1

Time extended to grant or deny review to September 6, 2006.

**CHAMBERS (TARIQ) v. S.C. (SAN  
DIEGO POLICE DEPARTMENT)**

**S143842**      B184022      Second Appellate District, Div. 2  
Time extended to grant or deny review to September 13, 2006.

**C. (V.), IN RE**

**S143929**      B176239      Second Appellate District, Div. 8  
Time extended to grant or deny review to Aug. 28, 2006.

**SILVERBRAND (PETER)v.  
COUNTY OF LOS ANGELES**

**S143962**      A109592      First Appellate District, Div. 3  
Time extended to grant or deny review to September 1, 2006.

**PEOPLE v. DOMINGUEZ  
(RENALDO D.)**

**S143963**      C048803      Third Appellate District  
Time extended to grant or deny review to September 1, 2006.

**PEOPLE v. LINDER (DUANE P.)**

**S143970**      E036242      Fourth Appellate District, Div. 2  
Time extended to grant or deny review to September 14, 2006.

**PEOPLE v. REYNOLDS (STEVEN  
A.)**

**S143980**      B178808      Second Appellate District, Div. 7  
Time extended to grant or deny review to September 6, 2006.

**PEOPLE v. TRINIDAD (MARCOS  
DE LA)**

**S144023**      B175932      Second Appellate District, Div. 4  
Time extended to grant or deny review to September 5, 2006.

**PEOPLE v. TAYLOR (FREDERICK  
J.)**

**S144109**      H028891      Sixth Appellate District  
Time extended to grant or deny review to Sept. 6, 2006.

**PEOPLE v. ROSALES (ALEX J.)**

**S144123**      D045845      Fourth Appellate District, Div. 1  
Time extended to grant or deny review to September 8, 2006.

**PEOPLE v. TITTLE (DARREL J.)**

**S144138**      A108743      First Appellate District, Div. 5  
Time extended to grant or deny review to September 5, 2006.

**PEOPLE v. MACKEY (ANDREW)**

**S144145** H028625 Sixth Appellate District  
Time extended to grant or deny review to September 6, 2006.

**PEOPLE v. PINEDA (SERGIO T.)**

**S144146** B165662 Second Appellate District, Div. 4  
Time extended to grant or deny review to September 1, 2006.

**PEOPLE v. LAI (PAUL L.) &  
SAM MUI LIU)**

**S144196** B180669 Second Appellate District, Div. 6  
Time extended to grant or deny review to September 8, 2006.

**PEOPLE v. REDDING (BILLY)**

**S144206** E037666 Fourth Appellate District, Div. 2  
Time extended to grant or deny review to September 8, 2006.

**PEOPLE v. SCOTT (THOMAS D.)**

**S144220** B174314 Second Appellate District, Div. 5  
Time extended to grant or deny review to September 8, 2006.

**PEOPLE v. KOKLICH (BRUCE D.)**

**S144223** H028763 Sixth Appellate District  
Time extended to grant or deny review to and including September 14, 2006.

**PEOPLE v. OLDHAM (RICHARD  
E.)**

**S144248** A113890 First Appellate District, Div. 3  
Time extended to grant or deny review to September 11, 2006.

**SATO (NEIL T.) v. S.C. (PEOPLE)**

**S144278** E037085 Fourth Appellate District, Div. 2  
Time extended to grant or deny review to September 12, 2006.

**PEOPLE v. MARTINEZ (RALPH  
D.)**

**S144306** E035833 Fourth Appellate District, Div. 2  
Time extended to grant or deny review to September 12, 2006.

**PEOPLE v. ESTRADA (ARTHUR)**

**S144317** B190576 Second Appellate District, Div. 8  
Time extended to grant or deny review to September 8, 2006.

**BEVERLY ENTERPRISES v. S.C.  
(PADGETT) JUDITH A.**

**S144322** F048684 Fifth Appellate District  
Time extended to grant or deny review to September 13, 2006.

**M. (CHRISTOPHER), IN RE**

**S144327**      A110611      First Appellate District, Div. 5

Time extended to grant or deny review to September 13, 2006.

**WILLIAMS (ROCHELLE Y.) v.  
GENENTECH INC.**

**S144379**      E035938      Fourth Appellate District, Div. 2

Time extended to grant or deny review to Sept. 12, 2006.

**PEOPLE v. GOKHALE (PRADIP  
M.)**

**S144401**      B183394      Second Appellate District, Div. 5

Time extended to grant or deny review to September 14, 2006.

**PEOPLE v. HERNANDEZ (MARIO  
C.)**

**S144403**      G036840      Fourth Appellate District, Div. 3

Time extended to grant or deny review to September 8, 2006.

**VOIGHT(ERNEST L.) v. S.C.  
(PEOPLE)**

**S144419**      H028674      Sixth Appellate District

Time extended to grant or deny review to Sept. 14, 2006.

**PEOPLE v. SHAZIER (DARIEL)**

**S144442**      B182257      Second Appellate District, Div. 6

Time extended to grant or deny review to September 14, 2006.

**PRECIADO (LEONARD A.) v.  
WILDE (ELIZABETH R.)**

**S144456**      B182341      Second Appellate District, Div. 7

Time extended to grant or deny review to September 13, 2006.

**PEOPLE v. FRANCO (ALFREDO)**

**S144479**      B184060      Second Appellate District, Div. 6

Time extended to grant or deny review to Sept. 12, 2006.

**PEOPLE v. LOWE (ADAM A.)**

**S029011**

**PEOPLE v. SOLOMON (MORRIS,  
JR.)**

Extension of time granted to October 2, 2006, to file the appellant's reply brief. After that date, only two further extensions totaling about 90 additional days are contemplated. Extension is granted based upon counsel Bruce Eric Cohen's representation that he anticipates filing that brief by December 29, 2006.

**S045060**

**PEOPLE v. LOKER (KEITH T.)**

Extension of time granted to October 6, 2006, to file appellant's reply brief.

**S046848****PEOPLE v. DALTON (KERRY LYN)**

Extension of time granted to October 6, 2006, to file the appellant's opening brief. After that date, only one further extension totaling about 30 additional days will be granted. Extension is granted based upon Supervising Deputy State Public Defender Denise Anton's representation that she anticipates filing that brief by November, 2006.

**S075875****PEOPLE v. RUSSELL (TIMOTHY R.)**

Extension of time granted to October 2, 2006, to file the appellant's opening brief. After that date, only one further extension totaling about 16 additional days will be granted. Extension is granted based upon Supervising Deputy State Public Defender Ken Barkhurst's representation that he anticipates filing that brief by October 16, 2006.

**S076334****PEOPLE v. ARISMAN (DAVID W.)**

Extension of time granted to October 3, 2006, to file the appellant's opening brief. After that date, only seven further extensions totaling about 390 additional days are contemplated. Extension is granted based upon Assistant State Public Defender Donald J. Ayoob's representation that he anticipates filing that brief by November 2007.

**S076785****PEOPLE v. RANGEL (PEDRO)**

Extension of time granted to October 2, 2006, to file the appellant's opening brief.

**S081479****PEOPLE v. MOORE (RONALD W.)**

Extension of time granted to October 6, 2006, to file appellant's opening brief.

**S130314****SAPP (JOHN) ON H.C.**

Extension is granted to October 2, 2006, to file the reply to the informal response to the petition for writ of habeas corpus. After that date, only one further extension totaling 30 days is contemplated. Extension is granted based upon Bruce Eric Cohen's representation that he anticipates filing the reply to the informal response by November 1, 2006.

**S139285****GROSSET (ROBERT) v. WENNAS  
(ERIC P.) SIK-LIN HUANG**

Extension of time granted to August 4, 2006, for intervener and appellant to file the reply brief on the merits.



**S141131**      B179383      Second Appellate District, Div. 2      **BEAL BANK v. ARTER & HADDEN**  
Appellant's time to serve and file the answer brief on the merits is extended to and including  
September 15, 2006.

**S141324**      **CARRERA (CONSTANTINO) ON**  
**H.C.**

Extension of time granted to August 30, 2006, to file the informal response to the petition for writ of habeas corpus.

**S141502**      **GENTRY (ROBERT) v. S.C.**  
**(CIRCUIT CITY STORES, INC.)**

On application of real party in interest and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including September 8, 2006.

**S054774**      **PEOPLE v. TAYLOR (KEITH**  
**DESMOND)**

Respondent's motion, filed on June 28, 2006, to release sealed *Marsden* hearing transcript is denied. (See Cal. Rules of Court, rule 31.2 [court will unseal transcript of *Marsden* hearing on respondent's motion when appellant raises *Marsden* issue on appeal].) Having considered whether to strike the filing of appellant's opening brief for failure to comply with California Rules of Court, rule 12.5(g) [prohibiting references in publicly filed records to material contained in a sealed record], and in view of appellant's citation, in his opening brief, to the material identified below and his failure to oppose respondent's motion (see Cal. Rules of Court, rule 41(c)), the court, on its own motion, directs the clerk to unseal for all purposes (and to provide respondent a copy of) the following material in the record in *People v. Taylor*, S054774: The reporter's transcript of the April 30, 1996, in camera hearing before the Hon. James A. Edwards, Judge of the San Bernardino County Superior Court ("MARSDEN HEARING," sealed R.T., pp. 1652-1672). (Cal. Rules of Court, rule 12.5(f).) George, C.J., was absent and did not participate.

**S144112** C050274/C050803 Third Appellate District      **B. (LINO), IN RE**  
The order filed on July 26, 2006, granting review is amended to include the second court of appeal number reflected above.

**S134332**      **GUERRA (JOSE F.) ON H.C.**  
Pursuant to petitioner's request filed on June 15, 2006, petitioner's exhibits, nos. 187 and 191, are ordered withdrawn.

**S139237**      **CITY OF STOCKTON v.**  
**S.C. (SACRAMENTO); CIVIC**  
**PARTNERS STOCKTON, LLC.**

The application of Los Angeles Unified School District for permission to file an amicus curiae brief in support of petitioners is hereby granted. An answer thereto may be served and filed within twenty days of filing of the brief.

